CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ Force	☑ Discourt.	☐ U.S.	
Genevieve Lamont		Squad #8	201806456	☐ Abuse	O.L.	☐ Injury	
						T	
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL	
Tuesday, 08/07/2018 9:00 PM		44th Precinct stationhouse		44	2/7/2020	2/7/2020	
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	Received at CCF	₹B	
Wed, 08/08/2018 11:46 AM		CCRB In-person		Wed, 08/0	Wed, 08/08/2018 11:46 AM		
Complainant/Victim	Type	Home Addre	ess				
Subject Officer(s)	Shield	TaxID	Command				
1. LT Andrew Hatki	00000	901671	044 PCT				
Witness Officer(s)	Shield N	o Tax No	Cmd Name				
1. POM Alfred Maldonado	7409	955117	044 PCT				
Officer(s)	Allegatio	on		Inve	estigator Recon	nmendation	
A.LT Andrew Hatki	Discourtesy: Lieutenant Andrew Hatki spoke discourteously to [S87(2)(b)]						

Case Summary

On August 8, 2018, \$\frac{87(2)(6)}{2018}\$ filed this complaint in-person at the CCRB.

On August 7, 2018, at approximately 9:00 p.m., \$\frac{87(2)(6)}{2018}\$ approached Lieutenant

Andrew Hatki, who was sitting at the front desk in the 44th Precinct Stationhouse, to follow up on a missing person's report she filed for her granddaughter on August 3, 2018. Lt. Hatki allegedly told \$\frac{87(2)(6)}{2018}\$ that her granddaughter was a "bother" and that "every week, every month, it was a lot of shit." Lt. Hatki allegedly told \$\frac{87(2)(6)}{2018}\$ he did not have to hear "that shit", he "didn't want to see lotta shit" and he "didn't want that shit", referring to her report (**Allegation A:**

Discourtesy; § 87(2)(9)

Video footage of the 44th Precinct's Stationhouse front desk area was received from command 623. However, the video is not equipped with audio recording and does not show any FADO allegations [BR 01].

Findings and Recommendations

Allegation (A) Discourtesy: Lieutenant Andrew Hatki spoke discourteously to \$87(2)(b)
It is undisputed that \$87(2)(b) interacted with Lt. Hatki regarding the missing person's
report she filed for her granddaughter \$87(2)(9)
was interviewed at the CCRB on August 8, 2018 [BR 02]. \$87(2)(b) stated that
when she approached Lt. Hatki at the front desk, he told her that her granddaughter was a
"bother" to the precinct and said, "every week, every month, it was a lot of shit." \$87(2)(b) told
Lt. Hatki that her granddaughter was a minor with bipolar disorder. Lt. Hatki responded that he
did not have to hear "that shit", that he "didn't want to see lotta shit", and that he "didn't want
that shit." § 87(2)(b) was alone at the time when Lt. Hatki made these statements to her.
Lt. Hatki was interviewed at the CCRB on November 28, 2018 [BR 03]. Lt. Hatki
initially stated that he did not have any independent recollection of this incident. Lt. Hatki was
shown the video footage of §87(2)(b) in the stationhouse, which refreshed his memory. Lt. Hatki
stated that at approximately 9:00 p.m., he walked pass the front desk when he overheard
speaking to an officer about her missing person's report. Lt. Hatki explained to \$87(2)(b)
how missing person's cases worked, then gave her his name and the number of the detective
squad that would have her case. Lt. Hatki stated that \$87(2)(b) was frustrated with not getting the
results from the case she wanted, but that the conversation overall was pleasant. Lt. Hatki spoke
to her in English and believed that she understood what he was saying. Lt. Hatki denied using
profanity towards §87(2)(b)
interacted with another officer at the stationhouse, who spoke with her in
Spanish. The investigation determined through video footage received from the 44 th Precinct
Stationhouse that PO Maldonado matched [887(2)(b)] s description of the officer who spoke with
her. PO Maldonado was interviewed at the CCRB on October 23, 2018 [BR 04]. PO Maldonado
did not remember if he was requested to translate for \$87(2)(b) and did not see \$87(2)(b) have any
interaction with another officer. PO Maldonado did not hear any officer use the word "shit"
towards § 87(2)(b) or direct any profanity towards her.
Lt. Hatki was identified using § 87(2)(b) s description while PO Maldonado was
identified using video footage from the 44 th Precinct Stationhouse on August 7, 2018 (embedded
below). § 87(2)(9)

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Although it is undisputed that Lt. Hatki interacted with \$87(2)(b) regarding her granddaughter's missing person report, he denied using any kind of profanity towards \$87(2)(b) \$87(2)(g)

Civilian and Officer CCRB Histories

§	§ 87(2)(b)	

- Lt. Hatki has been a member of service for 26 years and has been a subject in 12 CCRB complaints and 28 allegations, of which five were substantiated:
 - 20030525 involved substantiated allegations of a frisk and/or search, vehicle search, refusal to provide name/ shield number, discourtesy (word), and offensive language (race). The Board recommended Charges. The NYPD imposed Verbal Instructions for the frisk and/or search allegation and found Lt. Hatki not guilty for the other allegations.

§ 87(2)(g)

Mediation, Civil and Criminal Histories

• §87(2)(b) declined to mediate this complaint.

[§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

• As of December 4, 2018, a FOIL request for a Notice of Claim has been sent to the New York City Office of the Comptroller and will be updated to CTS upon receipt [BR 06].

Squad No.:			
Investigator:	Signature	Print Title & Name	Date

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Squad Leader:			
1	Signature	Print Title & Name	Date
Reviewer:			
	Signature	Print Title & Name	Date

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